

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

4 | Anthony Posey,

Case No. 2:24-cv-01123-CDS-BNW

Petitioner

**Order Dismissing Case for Failure to Pay
Filing Fee and Denying Pending Motions as
Moot**

6 | v.

7 | Ronald Oliver,

Respondent

[ECF Nos. 5, 11]

10 On July 29, 2024, I entered an order giving petitioner Anthony Posey until August 19,
11 2024, to pay the \$5.00 filing fee for this habeas corpus action. ECF No. 12. Posey has neither
12 complied with that order nor requested an extension of time within which to do so. Thus, I will
13 dismiss this action. Reasonable jurists would not find this decision to be debatable or wrong, so I
14 will not issue a certificate of appealability.

IT IS THEREFORE ORDERED that this action is dismissed without prejudice for petitioner's failure to comply with my order requiring payment of the filing fee. The Clerk of the Court is directed to enter judgment accordingly and close this case.

18 IT IS FURTHER ORDERED that no certificate of appealability will issue.

IT IS FURTHER ORDERED that petitioner's motions for appointment of counsel [ECF Nos. 5, 11] are DENIED as moot.

21 Dated: September 25, 2024

~~Cristina D. Silva
United States District Judge~~